

Chapter Game 44

CONDUCT OF RAFFLES

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Note: Chapter Bgo 8 was renumbered chapter WGC 44 under s. 13.93 (2m) (b) 1., Stats., Register, March, 1995, No. 471.

Note: Chapter WGC 44 was renumbered chapter Game 44 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., Register November 2003 No. 575.

Game 44.01 Scope. This chapter shall apply to all holders of Class A and B licenses issued under s. 563.92, Stats. This chapter establishes raffle requirements and prohibitions relating to raffle ticket sales, prizes, drawings, ticket retention and commercialization.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; correction made under s. 13.93 (2m) (b) 7., Stats., Register November 2003 No. 575; CR 04-073: r. and recr. Register May 2005 No. 593, eff. 6-1-05.

Game 44.02 Definitions. (1) "Calendar" means a tabular register of days covering not less than one nor more than 12 calendar months that is used or intended to be used for a calendar raffle.

(2) "Calendar raffle" means a raffle for which a drawing is held and a prize awarded on each date specified in a calendar.

(3) "Class A raffle" means a raffle in which some or all of the tickets for that raffle are sold on days other than the same day as the raffle drawing. There are two types of "Class A raffles": calendar and single event.

(4) "Class A raffle ticket" means a raffle ticket sold for the purpose of an individual desiring to enter a Class A raffle.

(5) "Drawing" means a random selection of an organization's raffle ticket portion from a container housing all raffle tickets purchased for the raffle, with such selection used to determine a winner.

(6) "Raffle" means a game of chance in which tickets or calendars are sold and a drawing for prizes is held.

(7) "Raffle ticket" means a single instrument meeting the requirements of s. 563.93 or 563.935, Stats., utilized for the purpose of an individual desiring to enter a raffle.

(8) "Single event raffle" means a raffle for which one single drawing is held and all prizes are awarded.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; CR 04-073: cr. (3) to (8) Register May 2005 No. 593, eff. 6-1-05.

Game 44.03 Sale of calendars and class A raffle tickets. (1) **NUMBER OF DAYS.** A licensed organization may sell calendars or single event raffle tickets no earlier than 270 days before the first drawing.

(2) **TERMINATION OF SALE OF CALENDARS.** A licensed organization may not sell any calendars relating to a specific calendar raffle after a drawing has taken place for any date on the calendar.

(3) **SALE OF SHARES.** All of the following requirements shall apply to a licensed organization desiring to sell equal shares of a Class A raffle ticket.

(a) No more than 4 shares shall be sold for any single raffle ticket.

(b) No price discount shall be offered to a person purchasing more than one share.

(c) All shares shall be identical in form and consist of the organization's and share purchasers' portions.

(d) All share purchasers' portions of a single raffle ticket shall be identical in form and shall include the information required in s. 563.93 (1), Stats.

(e) The organization's portion shall be placed in the drawing container and include all of the following:

1. Raffle ticket identification number required under s. 563.93 (1s), Stats.

2. Identification letters for all shares comprising the raffle ticket.

3. A place for the purchaser to enter the purchaser's name and address next to the share identification letter identifying the share purchased.

(f) For a raffle in which shares are sold, all prizes awarded by a licensed organization shall be in the form of cash or commodity in an amount equally divisible by the maximum number of shares that comprise the raffle ticket.

(g) The licensed organization shall pay all winning shareholders directly.

(h) The department shall not be held responsible or liable in any dispute regarding the ownership or sale of raffle ticket shares.

(4) **DISTRIBUTION AND MAINTENANCE OF TICKET PORTIONS.** The licensed organization shall comply with all of the following requirements:

(a) Provide the buyer with the purchaser's portion of the raffle ticket, share or calendar at the time of sale.

(b) Ensure that the organization's portions for all sold raffle tickets are placed in the drawing container prior to the time of the drawing.

(c) Maintain the organization's portions of all sold raffle tickets that are placed in the drawing container for a period of 12 months after the raffle is conducted. The organization's portions shall be provided to the department upon request.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; CR 04-073: am. (1), cr. (3) and (4) Register May 2005 No. 593, eff. 6-1-05.

Game 44.04 Drawing dates. A licensed organization shall ascertain that each class A raffle ticket or calendar that it sells has imprinted on it the date, place and time of each drawing or drawings.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; CR 04-073: am. Register May 2005 No. 593, eff. 6-1-05.

Game 44.05 Prize dates. (1) **PRINTED ON CALENDAR.** A licensed organization shall print on each calendar before the sale of any calendars relating to a specific calendar raffle the prize amount for each date on which a prize will be awarded.

(2) **NUMBER OF PRIZE DATES.** A licensed organization may sell calendars for a calendar raffle which either designate a prize amount for every day in a calendar period or for a smaller number of specifically designated days in a calendar period.

(3) **IDENTICAL CALENDARS.** The calendars sold by a licensed organization for a specific calendar raffle shall have identical prize dates printed on all calendars sold.

(4) **CHANGE OF PRIZE DATES.** Unless the entire class A raffle is canceled, a licensed organization may not change any date on which a prize is to be awarded or the amount of the designated

prize for any date after it has begun the sale of raffle tickets for a specific raffle.

(5) AWARDING OF PRIZES. Unless the entire calendar raffle is canceled, a licensed organization which has commenced a calendar raffle shall conduct drawings for all designated prize dates and award the prize amount which is printed on the calendar for each date.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; CR 04-073: am. (4) Register May 2005 No. 593, eff. 6-1-05.

Game 44.06 Replacement of tickets in the drawing container. A licensed organization shall place a ticket or stub which has been drawn for a specific date back into the container so that the purchaser of that ticket or stub will have a chance to win again on all subsequent drawing dates.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91.

Game 44.07 Refunds. (1) CANCELLATION OF RAFFLE. A licensed organization that has sold a raffle ticket or calendar for a specific class A raffle and subsequently decides not to conduct one or more drawings printed on the raffle ticket or calendar shall refund the complete purchase price to each purchaser.

(2) HANDLING CHARGES. A licensed organization may not deduct from a refund to a purchaser a handling charge or other

amount relating to the expense incurred by the organization in the sale of a class A raffle ticket or calendar.

History: Cr. Register, July, 1991, No. 427, eff. 8-1-91; CR 04-073: am. Register May 2005 No. 593, eff. 6-1-05.

Game 44.08 Display of license. The original or a copy of the raffle license certificate shall be displayed at the place where the raffle drawing is conducted and at all times during the conduct of the raffle so as to be easily readable by any person at the drawing.

History: CR 04-073: cr. Register May 2005 No. 593, eff. 6-1-05.

Game 44.09 Prohibited activities. (1) No licensed organization may offer a prize whose possession or ownership is age restricted by state or federal law unless the licensed organization prints on all raffle tickets the minimum age a person must be to purchase the raffle ticket.

(2) No licensed organization may permit the resale of any raffle ticket.

(3) No licensed organization may permit another organization or individual to use the licensed organization's license to conduct a raffle.

(4) No licensed organization may permit a raffle ticket to be utilized for any purpose other than as a gaming instrument.

History: CR 04-073: cr. Register May 2005 No. 593, eff. 6-1-05.